

MEMORANDUM FOR THE RECORD

STATINTL

FROM : [REDACTED]
Policy & Plans Group

SUBJECT : DCID No. 1/7

1. At the 3 November Security Committee meeting, as an agenda item, all agencies were asked:

"May agencies/departments (other than ERDA) disseminate foreign intelligence directly to ERDA's GOCO contractors without the permission of the originating agency?"

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The CIA representative at the meeting, [REDACTED], answered that the CIA treated ERDA's GOCO contractors as contractors. [REDACTED], DDS&T/ORD, who was also attending the Security Committee meeting, stated that he did not believe we were treating GOCO contractors as contractors but rather we were treating them as ERDA itself. [REDACTED] then advised that because the CIA obviously had an internal question relative to the interpretation of DCID 1/7, we would have to consult with all appropriate components within the Agency and establish a unified position. OS/P&M/PPG was assigned the action.

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2. On 19 November the following representatives met to discuss the problem:

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[REDACTED], DDO
[REDACTED], DDS&T
[REDACTED], DDS&T
[REDACTED], DDI(OS)
[REDACTED], Sec., Security Committee
[REDACTED], DDA(OS)

After discussion it was resolved that the difference of opinion lies in the interpretation of 5a (3) of the DCID, that is, information specifically marked NOCONTRACT.

STATINTL [] observed that he had believed that the question was raised in this context but that it is quite possible that some of the agencies had not considered the question in this light and therefore were referring to information that did not have the specific restriction of NOCONTRACT. Therefore the question will have to be raised again at the Security Committee to insure that all agencies were answering it in the special context of NOCONTRACT information.

3. After prolonged discussion relative to the interpretation of footnote 1 of the DCI policy on the Release of Foreign Intelligence to Contractors and 5a(3) of the DCID, it was resolved that the Agency components represented at the meeting believe that it is ERDA who is empowered to designate their three controlled contractors as being part of ERDA. Therefore, ERDA is empowered to pass NOCONTRACT information to these three GOCO contractors. As a corollary, other agencies can not pass NOCONTRACT information to the three GOCO contractors without first receiving authorization to pass the information from ERDA headquarters or originator.

4. This opinion in the form of a memorandum for the record is being passed to all attendees at the 19 November meeting so that they may insure that their parent component is in agreement with the interpretation.

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